

Attorney Docket No. 033018-121

Patent

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of...

Frank E. Blondino et al.

Group Art Unit: 3743

Application No.: 10/734,150

Examiner: Not Yet Assigned

Filing Date: December 15, 2003

Confirmation No.: 2098

Title: AEROSOL FORMULATIONS AND AEROSOL DELIVERY OF BUSPIRONE, BUSPRENORPHINE, TRAIZOLAM, CYCLOBENZAPRINE AND ZOLPIDEM

SECOND  
INFORMATION DISCLOSURE STATEMENT  
TRANSMITTAL LETTERCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a SECOND Information Disclosure Statement and accompanying form PTO-1449 for the above-identified patent application.

- ☒ No additional fee for submission of an IDS is required.
- ☐ The fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e), and the fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) are also enclosed.
- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.
- ☐ Charge \_\_\_\_\_ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER &amp; MATHIS, L.L.P.

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

By

Peter K. Skiff

Registration No. 31,917

Date: June 24, 2004

BURNS DOANE

BURNS DOANE SWECKER & MATHIS LLP  
INTELLECTUAL PROPERTY LAWSECOND  
INFORMATION DISCLOSURE STATEMENT  
TRANSMITTAL LETTER

(4/04)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Frank E. BLONDINO et al.

Application No.: 10/734,150

Filed: December 15, 2003

For: AEROSOL FORMULATIONS AND  
AEROSOL DELIVERY OF BUSPIRONE,  
BUPRENORPHINE, TRIAZOLAM,  
CYCLOBENZAPRINE AND ZOLPIDEM

)  
)  
) Group Art Unit: 3743

)  
) Examiner: Not Yet Assigned

)  
) Confirmation No.: 2098

SECOND INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, Applicants hereby submit a copy of the International Search Report dated June 17, 2004 for a corresponding application. Pursuant to 37 C.F.R. § 1.98, a copy of each of the document not previously cited is enclosed.

U.S. Publication No. 2002/0058009 A1 to Bartus et al., published 05/16/2002;  
International Published Application No. WO 00/00215 A1, published 01/06/2000; and  
Notification of Transmittal of the International Search Report or the Declaration  
dated June 17, 2004 for PCT/US03/39819.

I, the undersigned, hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than 30 (thirty) days prior to the filing of this Information Disclosure Statement.

To assist the Examiner, the document is listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date 6-24-04

By: Peter K. Skiff  
Peter K. Skiff  
Registration No. 31,917

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

# **SECOND INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

1

of

1

Complete if Known

Application Number

10/734,150

Filing Date

December 15, 2003

First Named Inventor

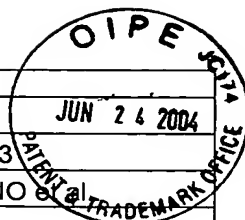
Frank E. BLONDINO et al.

Examiner Name

Unassigned

Attorney Docket Number

033018-121



## **U.S. PATENT DOCUMENTS**

Examiner Initials	Document Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Issue/Publication Date (MM-DD-YYYY)
	2002/0058009	A1	Bartus et al.	05-16-2002
	6,737,043	B1	Rabinowitz	5-18-2004

## **FOREIGN PATENT DOCUMENTS**

Examiner Initials	Document Number	Kind Code (if known)	Country	Date of Publication (MM-DD-YYYY)	Translation	
					Yes	No
	WO00/00215	A1	WIPO	01-06-2000		

## **NON-PATENT LITERATURE DOCUMENTS**

Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	Notification of Transmittal of the International Search Report or the Declaration dated June 17, 2004 for PCT/US03/39819

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.